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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number (Optional)

057436-392012

In re Application of: Rasappa G. Arumugham et al.

Application No.: 10/583,503 Filed: November 17, 2006

For: A-Beta Immunogenic Peptide Carrier Conjugates And Methods Of Producing Same

The owners*, <u>Janssen Alzheimer Immunotherapy and Wyeth LLC</u>, of <u>100</u> percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending <u>reference</u> Application Number <u>10/583,464</u>, filed on <u>January 16, 2007</u>, as the term of any patent granted on said <u>reference</u> application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending <u>reference</u> application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the <u>reference</u> application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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(4) mary (mary)	February 14, 2012
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Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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